



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
-----------------	-------------	----------------------	---------------------	------------------

10/533,634

04/29/2005

Bruce Ivins

4239-67021-06

5041

36218 7590 03/26/2008

KLARQUIST SPARKMAN, LLP
121 S.W. SALMON STREET
SUITE #1600
PORTLAND, OR 97204-2988

EXAMINER

LE, EMILY M

ART UNIT

PAPER NUMBER

1648

MAIL DATE

DELIVERY MODE

03/26/2008

PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

**UNITED STATES DEPARTMENT OF COMMERCE****U.S. Patent and Trademark Office**

Address : COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450

APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
10533634	4/29/05	IVINS ET AL.	4239-67021-06

KLARQUIST SPARKMAN, LLP
121 S.W. SALMON STREET
SUITE #1600
PORTLAND, OR 97204-2988

EXAMINER

Emily Le

ART UNIT	PAPER
----------	-------

1648	20080322
------	----------

DATE MAILED:

Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner for Patents

1. The replies filed on 11/09/07 and 12/18/07 are not fully responsive to the prior Office Action because of the following omission(s) or matter(s): As set forth in the restriction requirement, Applicant was advised that a complete reply to the requirement must include (i) an election of an invention to be examined and (ii) identification of the claims encompassing the elected invention. In the instant case, Applicant did not identify the claims encompassing the elected invention. See 37 CFR 1.111.
2. Additionally, clarification is requested from Applicant. In the instant case, it is not readily apparent from the record that Applicant is electing SEQ ID NO: 200 or a different sequence, and whether the election of species is with or without traverse. As stated, clarification from Applicant is necessary before an office action on the merits is issued.
3. It is noted that Applicant has requested an interview. Upon receipt of this communication, Applicant should contact the Office at 571 272 0903 to schedule an interview.
4. Since the above-mentioned reply appears to be *bona fide*, applicant is given **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

/Emily Le/
Patent Examiner, Art Unit 1648